

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **John McKissack v John Zammitt**  
Docket No. **289160**  
L.C. No. **06-622612-CZ**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The claim of appeal is DISMISSED for lack of jurisdiction. The November 3, 2008 order dismissing this case without prejudice does not constitute a final order. *Detroit v Michigan*, 262 Mich App 542, 545; 686 NW2d 514 (2004); *Wickings v Arctic Enterprises, Inc*, 244 Mich App 125, 134-136; 624 NW2d 197 (2000). Thus, the November 3, 2008 order is not appealable of right. MCR 7.202(6)(a); MCR 7.203(A).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**MAR 03 2009**  
Date

*Sandra Schultz Mengel*  
Chief Clerk